

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
JOEL HERMAN,)
)
)
) Plaintiff,) **Case No. 15-cv-03059 (PKC)(SJB)**
)
) -against-)
) **NOTICE OF MOTION**
) **FOR RULE 37 SANCTIONS**
)
) THE CITY OF NEW YORK et al,)
)
) Defendants.)
-----X

PLEASE TAKE NOTICE that upon the annexed Declaration of Simon Schwarz dated December 26, 2019 and the accompanying Memorandum of Law in Support of Plaintiff's Motion for Rule 37 Sanctions, Plaintiff, Joel Herman, will move this Court, by and through his undersigned counsel, before the Honorable Sanket J. Bulsara, at the United States Courthouse, Eastern District of New York, 225 Cadman Plaza East, Room 304 North, Brooklyn, NY 11201, on the date and time designated by the Court, for an Order pursuant to Fed.R.Civ.P. Rule 37(b) granting Plaintiffs' motion for sanctions against the Defendants, the City of New York and Kenneth Wieber.

Dated: December 26, 2019
New York, New York

Respectfully submitted,

/ss _____
Simon Schwarz
THE SCHWARZ FIRM PLLC
Attorney for Plaintiff Joel Herman
954 Lexington Ave., No. 261
New York, NY 10021-5013
(Ph.): 347-852-3514

TO:

CORPORATION COUNSEL OF THE CITY OF NEW YORK

Richard Bahrenburg, Esq.

Senior Counsel, Federal Litigation Dept.

Corporation Counsel for the City of New York

100 Church Street- Room 3-158

New York, New York 10007

Attorney for the City of New York, Kenneth Wieber,

Anthony D'Alto, John Stewart, and Robert Mamys